

**Representative Hall, Atlanta, Georgia****Tuesday, February 24, 2015****Twenty-First Legislative Day**

The House met pursuant to adjournment at 10:00 o'clock, A.M., this day and was called to order by the Speaker.

The roll was called and the following Representatives answered to their names:

Abrams	Cooke	Hamilton	McClain	Shaw
Alexander	E Coomer	Harbin	Meadows	Sims
Allison	Cooper	Harden	Mitchell	Smith, E
Atwood	Corbett	Harrell	Morris	Smith, L
E Ballinger	Dawkins-Haigler	Hatchett	Mosby	Smith, R
E Barr	Deffenbaugh	Hawkins	Nimmer	Smyre
E Battles	Dempsey	Henson	Nix	Spencer
E Beasley-Teague	Dickerson	Hightower	O'Neal	Stephens, M
E Bell	Dickey	Hitchens	Pak	Stephens, R
Belton	E Dickson	Holcomb	Parrish	E Stephenson
Bennett	Dollar	Holmes	Parsons	Stovall
Bentley	Douglas	Houston	Peake	Stover
Benton	E Drenner	Howard	Petrea	Strickland
Beskin	Dudgeon	Hugley	Pezold	Tankersley
Beverly	Dukes	Jackson	Powell, A	Tanner
Broadrick	Dunahoo	Jasperse	Powell, J	Tarvin
Brockway	Duncan	Jones, J	Prince	Taylor, D
Brooks	Ealum	Jones, J.B.	Pruett	Taylor, T
Bruce	Efstration	Jones, L	Quick	Teasley
Bryant	Ehrhart	Jones, S	Raffensperger	Thomas, A.M.
Buckner	England	E Jordan	Rakestraw	Thomas, E
Burns	Epps	Kaiser	Ramsey	Turner
Caldwell, J	Evans	Kelley	Randall	Waites
Caldwell, M	Fleming	Kidd	Reeves	Watson
Cantrell	Fludd	Kirby	Rhodes	Welch
Carson	Frazier	Knight	Rice	Weldon
Carter	Frye	LaRiccia	Roberts	Werkheiser
Casas	Gasaway	Lumsden	Rogers, C	E Wilkinson
Chandler	Geisinger	Mabra	Rogers, T	Williams, A
Cheokas	Glantton	Marin	Rutledge	Williams, C
Clark, D	E Golick	Martin	Rynders	Williams, E
Clark, H	Gordon	Maxwell	Scott	Williamson
Clark, V	Gravley	Mayo	Setzler	Yates
Coleman	Greene	McCall	Sharper	Ralston, Speaker

Due to a mechanical malfunction, Representative Trammell of the 132nd was not recorded on the attendance roll call. He wished to be recorded as present.

The following members were off the floor of the House when the roll was called:

Representatives Anderson of the 92nd, Jacobs of the 80th, Oliver of the 82nd, and Willard of the 51st.

They wished to be recorded as present.

Prayer was offered by Reverend Kevin Miller, Senior Pastor, Hebron Baptist Church, Dacula, Georgia.

The members pledged allegiance to the flag.

Representative Cheokas of the 138th, Chairman of the Committee on Information and Audits, reported that the Journal of the previous legislative day had been read and found to be correct.

By unanimous consent, the reading of the Journal was dispensed with.

The Journal was confirmed.

By unanimous consent, the following was established as the order of business during the first part of the period of unanimous consents:

1. Introduction of Bills and Resolutions.
2. First reading and reference of House Bills and Resolutions.
3. Second reading of Bills and Resolutions.
4. Reports of Standing Committees.
5. Third reading and passage of Local uncontested Bills.
6. First reading and reference of Senate Bills and Resolutions.

By unanimous consent, the following Bills and Resolution of the House were introduced, read the first time and referred to the Committees:

HB 443. By Representatives Dempsey of the 13th, Yates of the 73rd, Coomer of the 14th, Atwood of the 179th, Meadows of the 5th and others:

A BILL to be entitled an Act to amend Chapter 1 of Title 34 of the Official Code of Georgia Annotated, relating to general provisions regarding labor and industrial relations, so as to permit employers to create and use a policy that provides preferential hiring, promoting, or retention to veterans of the

armed forces of the United States; to provide for definitions; to provide a short title; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Industry and Labor.

HB 444. By Representatives McCall of the 33rd, Taylor of the 79th, Stephens of the 164th, England of the 116th, Douglas of the 78th and others:

A BILL to be entitled an Act to amend Chapter 1 of Title 10 of the Official Code of Georgia Annotated, relating to selling and other trade practices, so as to provide that any regulation regarding the use, disposition, or sale or any imposition of any prohibition, restriction, fee imposition, or taxation of auxiliary containers shall be done only by general law; to provide for legislative findings; to provide for a definition; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Agriculture & Consumer Affairs.

HB 446. By Representative Kelley of the 16th:

A BILL to be entitled an Act to amend Article 2 of Chapter 7 of Title 48 of the Official Code of Georgia Annotated, relating to imposition, rate, computation, and exemptions from state income taxation, so as to provide an exemption for donors to college and career academies; to provide for procedures, conditions, and limitations; to provide for related matters; to provide for an effective date and applicability; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Ways & Means.

HB 447. By Representatives Epps of the 144th, Randall of the 142nd, Dickey of the 140th and Peake of the 141st:

A BILL to be entitled an Act to amend an Act known as the "Macon Water Authority Act," approved March 23, 1992 (Ga. L. 1992, p. 4991), as amended, so as to change the compensation of members of the authority; to provide for future changes in compensation; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Intragovernmental Coordination - Local.

- HB 448. By Representatives England of the 116th, Quick of the 117th and Kirby of the 114th:

A BILL to be entitled an Act to amend an Act providing authority for members of the Board of Education of Barrow County, approved April 19, 1971 (Ga. L. 1971, p. 3919), as amended, particularly by an Act approved January 29, 1988 (Ga. L. 1988, p. 3501), so as to revise a provision relating to the time to appoint a member to a vacancy on the board; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Intragovernmental Coordination - Local.

- HB 449. By Representatives England of the 116th, Quick of the 117th and Kirby of the 114th:

A BILL to be entitled an Act to amend an Act providing for a homestead exemption from certain Barrow County school district ad valorem taxes for educational purposes, approved May 1, 2006 (Ga. L. 2006, p. 3974), so as to eliminate the requirement to submit a new application for the exemption in the year following a reevaluation; to provide for a referendum, effective dates, and automatic repeal; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Intragovernmental Coordination - Local.

- HB 450. By Representatives McCall of the 33rd, Harden of the 148th, Bentley of the 139th, Cooke of the 18th and Kaiser of the 59th:

A BILL to be entitled an Act to amend Part 3 of Article 3 of Chapter 2 of Title 26 of the Official Code of Georgia Annotated, relating to inspection of animals, carcasses, meat, and meat food products, so as to exempt in-person sales of meat food products from certain requirements; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Agriculture & Consumer Affairs.

- HB 451. By Representatives Dawkins-Haigler of the 91st, Brooks of the 55th, Williams of the 168th, Thomas of the 56th, Stephenson of the 90th and others:

A BILL to be entitled an Act to amend Title 16 of the Official Code of Georgia Annotated, relating to crimes and offenses, so as to repeal the statute relating to no duty to retreat prior to the use of force; to correct cross-

references; to repeal the defense of self or others as an absolute defense; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Public Safety & Homeland Security.

HB 452. By Representatives Ballinger of the 23rd, Efstration of the 104th, Fleming of the 121st, Powell of the 32nd, Golick of the 40th and others:

A BILL to be entitled an Act to amend Article 4 of Chapter 13 of Title 19 of the Official Code of Georgia Annotated, relating to the Family Violence and Stalking Protective Order Registry, so as to provide for registration of pretrial release orders that prohibit contact with others issued in this state and in foreign courts; to revise the short title; to revise definitions; to provide for conforming references to the defined terms; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Judiciary.

HB 453. By Representatives Spencer of the 180th and Corbett of the 174th:

A BILL to be entitled an Act to amend an Act to incorporate the City of Kingsland in Camden County, Georgia, approved August 15, 1927 (Ga. L. 1927, p. 1241), as amended, so as to provide for election of the mayor and council by majority vote; to provide for related matters; to provide for a referendum; to provide for a contingent effective date; to provide for automatic repeal under certain circumstances; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Intragovernmental Coordination - Local.

HB 454. By Representatives Spencer of the 180th and Corbett of the 174th:

A BILL to be entitled an Act to amend an Act to incorporate the City of Kingsland in Camden County, Georgia, approved August 15, 1927 (Ga. L. 1927, p. 1241), as amended, particularly by an Act approved March 5, 1976 (Ga. L. 1976, p. 2833), so as to provide for the holding of elections in even-numbered years; to provide for related matters; to provide for a referendum; to provide for a contingent effective date; to provide for automatic repeal under certain circumstances; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Intragovernmental Coordination - Local.

HB 455. By Representative Wilkinson of the 52nd:

A BILL to be entitled an Act to amend Part 1 of Article 10 of Chapter 6 of Title 40 of the Official Code of Georgia Annotated, relating to stopping, standing, and parking vehicles, so as to prohibit parking a motor vehicle in a manner that would prevent emergency vehicles from accessing private property without an identifiable driveway; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Public Safety & Homeland Security.

HB 456. By Representatives Weldon of the 3rd, Fleming of the 121st and Evans of the 42nd:

A BILL to be entitled an Act to amend Chapter 12 of Title 53 of the Official Code of Georgia Annotated, relating to trusts, so as to establish qualified self-settled spendthrift trusts; to amend Part 4 of Article 9 of Title 11 of the Official Code of Georgia Annotated, relating to rights of third parties to secured transactions, so as to exclude qualified self-settled spendthrift trusts from restrictions on assignment; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Judiciary.

HB 458. By Representatives Fleming of the 121st, Powell of the 171st, Atwood of the 179th, Weldon of the 3rd, Kelley of the 16th and others:

A BILL to be entitled an Act to amend Title 15 of the Official Code of Georgia Annotated, relating to courts, so as to provide daily expense allowances to Supreme Court Justices and Court of Appeals Judges in certain circumstances; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Appropriations.

HB 459. By Representatives Shaw of the 176th, Buckner of the 137th, Corbett of the 174th, Bentley of the 139th, Sharper of the 177th and others:

A BILL to be entitled an Act to amend Code Section 47-3-89 of the Official Code of Georgia Annotated, relating to credit in the Teachers Retirement System of Georgia for service rendered in governmentally supported or operated schools other than public schools in Georgia and payments required to obtain credit for such service, so as to provide for such creditable service

for certain prior teaching service as a federal employee of the United States Department of Defense or the United States Bureau of Prisons; to provide a short title; to provide conditions for an effective date and automatic repeal; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Retirement.

HB 460. By Representatives Stephens of the 164th, Greene of the 151st, Kidd of the 145th and Tanner of the 9th:

A BILL to be entitled an Act to amend Chapter 4 of Title 3 of the Official Code of Georgia Annotated, relating to distilled spirits, so as to change certain provisions relating to manufacturing of distilled spirits and the promotion such of products; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Regulated Industries.

HB 461. By Representatives Shaw of the 176th, Strickland of the 111th, Stephens of the 165th, Maxwell of the 17th, Watson of the 172nd and others:

A BILL to be entitled an Act to amend Article 14 of Chapter 1 of Title 10 of the Official Code of Georgia Annotated, relating to secondary metals recyclers; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Regulated Industries.

HB 462. By Representatives Powell of the 32nd, Williams of the 168th, Greene of the 151st and Williamson of the 115th:

A BILL to be entitled an Act to amend Part 1 of Article 2A of Title 11 of the Official Code of Georgia Annotated, relating to general provisions relative to leases, so as to provide for the classification of sale leaseback transactions under certain circumstances; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Judiciary.

HB 463. By Representative Harbin of the 122nd:

A BILL to be entitled an Act to amend Chapter 7 of Title 48 of the Official Code of Georgia Annotated, relating to income taxes, so as to allow nurse

practitioners and physician assistants to receive an income tax credit for teaching students on community rotations; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Ways & Means.

HB 464. By Representative Williamson of the 115th:

A BILL to be entitled an Act to amend Article 2 of Chapter 7 of Title 48 of the Official Code of Georgia Annotated, relating to the imposition, rate, and computation of, and exemptions from state income taxes, so as to sunset tax credits relating to water conservation facilities and a shift from ground-water usage; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Ways & Means.

HB 465. By Representatives Kidd of the 145th and Rhodes of the 120th:

A BILL to be entitled an Act to authorize the governing authority of Putnam County to levy an excise tax pursuant to subsection (b) of Code Section 48-13-51 of the O.C.G.A.; to provide procedures, conditions, and limitations; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Intragovernmental Coordination - Local.

HB 466. By Representatives Powell of the 171st, Knight of the 130th, Harbin of the 122nd, Harrell of the 106th, Stephens of the 164th and others:

A BILL to be entitled an Act to amend Chapter 8 of Title 48 of the Official Code of Georgia Annotated, relating to sales and use taxes, so as to change certain definitions regarding such taxes; to provide an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Ways & Means.

HB 467. By Representatives Powell of the 171st, Knight of the 130th, Harbin of the 122nd, Harrell of the 106th and Stephens of the 164th:

A BILL to be entitled an Act to amend Chapter 7 of Title 48 of the Official Code of Georgia Annotated, relating to income taxes, so as to change certain definitions regarding such taxes; to provide an effective date; to repeal conflicting laws; and for other purposes.



Referred to the Committee on Ways & Means.

HB 468. By Representative Cooke of the 18th:

A BILL to be entitled an Act to provide a new charter for the City of Mount Zion; to provide for other matters relative to the foregoing; to provide for effective dates; to provide a specific repealer; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Intragovernmental Coordination - Local.

HR 473. By Representatives Dudgeon of the 25th, Ramsey of the 72nd, Brockway of the 102nd, Setzler of the 35th, Harbin of the 122nd and others:

A RESOLUTION creating the Joint Study Committee on Cyber Security; and for other purposes.

Referred to the Committee on Science and Technology.

By unanimous consent, the rules were suspended in order that the following Bill of the House could be introduced, read the first time and referred to the Committee:

HB 477. By Representative Jones of the 47th:

A BILL to be entitled an Act to amend Code Section 32-7-4 of the Official Code of Georgia Annotated, relating to procedures for disposition of property formerly acquired for public road purposes but later abandoned, so as to provide for notice and right to acquire when such property is located within a subdivision; to provide an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Transportation.

By unanimous consent, the following Bills of the House and Senate were read the second time:

HB 427

HB 429

HB 431

HB 433

HB 435

HB 437

HB 439

HB 428

HB 430

HB 432

HB 434

HB 436

HB 438

HB 440

HB 441  
HB 445  
SB 4

HB 442  
HB 457  
SB 72

Representative Golick of the 40th District, Chairman of the Committee on Judiciary Non-Civil, submitted the following report:

Mr. Speaker:

Your Committee on Judiciary Non-Civil has had under consideration the following Bills of the House and has instructed me to report the same back to the House with the following recommendations:

HB 1	Do Pass, by Substitute
HB 71	Do Pass, by Substitute
HB 103	Do Pass, by Substitute

Respectfully submitted,  
/s/ Golick of the 40th  
Chairman

Representative Rice of the 95th District, Chairman of the Committee on Motor Vehicles, submitted the following report:

Mr. Speaker:

Your Committee on Motor Vehicles has had under consideration the following Bills of the House and has instructed me to report the same back to the House with the following recommendations:

HB 69	Do Pass, by Substitute	HB 118	Do Pass
HB 147	Do Pass, by Substitute	HB 169	Do Pass
HB 210	Do Pass, by Substitute	HB 325	Do Pass, by Substitute

Respectfully submitted,  
/s/ Rice of the 95th  
Chairman

The following report of the Committee on Rules was read and adopted:

HOUSE RULES CALENDAR  
TUESDAY, FEBRUARY 24, 2015

Mr. Speaker and Members of the House:

The Committee on Rules has fixed the calendar for this 21st Legislative Day as enumerated below:

### DEBATE CALENDAR

#### Open Rule

- HB 217 Investments; public retirement systems to invest in mutual funds, commingled funds, collective investment funds, common trusts, and group trusts; authorize (Substitute)(Ret-Maxwell-17th)
- HB 256 Georgia Firefighters' Pension Fund; provide new definitions; provisions (Ret-Maxwell-17th)
- HR 304 Georgia's technical schools, colleges and universities; expand gerontology and dementia education and training; encourage (HEd-Cooper-43rd)

#### Modified Open Rule

- HB 199 Timber harvesting; require notice only in an approved form; provisions (Substitute)(NR&E-Corbett-174th)

#### Modified Structured Rule

- HB 206 Uniform rules of the road; procedure for passing sanitation vehicles; provide (PS&HS-Harrell-106th)
- HB 266 Retirement and pensions; investment authority of local retirement systems; correct certain provisions (Ret-Battles-15th)

#### Structured Rule

None

Bills and Resolutions on this calendar may be called in any order the Speaker desires.

Respectfully submitted,  
/s/ Meadows of the 5th  
Chairman

The following message was received from the Senate through Mr. Cook, the Secretary thereof:

Mr. Speaker:

The Senate has passed by the requisite constitutional majority the following bill of the Senate:

SB 95. By Senators Williams of the 27th, Martin of the 9th, Gooch of the 51st, Albers of the 56th, Mullis of the 53rd and others:

A BILL to be entitled an Act to amend Chapter 40 of Title 43 of the Official Code of Georgia Annotated, relating to real estate brokers and salespersons, so as to provide for the acceptance of funds in a separate, federally insured account at a financial institution by such persons; to provide for unfair trade practices by real estate brokers and salespersons; to provide for related matters; to repeal conflicting laws; and for other purposes.

By unanimous consent, the following Bills of the Senate were read the first time and referred to the Committees:

SB 11. By Senator Lucas of the 26th:

A BILL to be entitled an Act to repeal an Act creating a new charter for Payne City, approved May 16, 2007 (Ga. L. 2007, p. 3555), as amended, so as to abolish Payne City; to provide for the disposition of the assets, property, and legal rights and obligations of the city and the winding up of city affairs; to repeal conflicting laws; and for other purposes

Referred to the Committee on Intragovernmental Coordination - Local.

SB 95. By Senators Williams of the 27th, Martin of the 9th, Gooch of the 51st, Albers of the 56th, Mullis of the 53rd and others:

A BILL to be entitled an Act to amend Chapter 40 of Title 43 of the Official Code of Georgia Annotated, relating to real estate brokers and salespersons, so as to provide for the acceptance of funds in a separate, federally insured account at a financial institution by such persons; to provide for unfair trade practices by real estate brokers and salespersons; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Banks & Banking.

The following members were recognized during the period of Morning Orders and addressed the House:

Representatives Smith of the 134th, Kirby of the 114th, O'Neal of the 146th et al., Williams of the 168th, Cheokas of the 138th, Dollar of the 45th, Hugley of the 136th, Dickey of the 140th, and Harden of the 148th.

Pursuant to HR 400, the House recognized February 24, 2015, as Columbus State University and Columbus Day at the state capitol and invited Mayor Teresa Tomlinson; President and CEO of TSYS and Chamber Chair, Troy Woods; Chamber's Young Professional Government Affair Chair, Walker Garrett; Interim CSU President, Tom Hackett; and CSU Student Body President, Rachel Green to be recognized by the House of Representatives.

Pursuant to HR 311, the House recognized February 24th, 2015, as Future Farmers of America Day at the state capitol and invited the Future Farmers of America (FFA) to be recognized by the House of Representatives.

Representative Cooper of the 43rd District, Chairman of the Committee on Health and Human Services, submitted the following report:

Mr. Speaker:

Your Committee on Health and Human Services has had under consideration the following Bills and Resolution of the House and has instructed me to report the same back to the House with the following recommendations:

HB 183	Do Pass, by Substitute	HB 362	Do Pass, by Substitute
HB 394	Do Pass	HB 436	Do Pass
HR 302	Do Pass		

Respectfully submitted,  
/s/ Cooper of the 43rd  
Chairman

By order of the Committee on Rules, the following Bill of the House was withdrawn from the General Calendar and recommitted to the Committee on Transportation:

HB 170. By Representatives Roberts of the 155th, Burns of the 159th, Hamilton of the 24th, England of the 116th, Hatchett of the 150th and others:

A BILL to be entitled an Act to amend various provisions of the O.C.G.A., so as to provide for additional revenue necessary for funding transportation purposes in this state; to amend Title 40 of the O.C.G.A., relating to motor vehicles and traffic; to amend Chapter 12 of Title 45 of the O.C.G.A., relating to the Governor, so as to limit the Governor's power to suspend the

collection of certain motor fuel taxes and require ratification by the General Assembly; to amend Title 48 of the O.C.G.A., relating to revenue and taxation; to amend Part 3 of Article 2 of Chapter 10 of Title 32 of the O.C.G.A., the "Georgia Transportation Infrastructure Bank Act," so as to provide new criteria for determination of eligible projects by the Transportation Infrastructure Bank; to provide for a short title; to provide for related matters; to repeal conflicting laws; and for other purposes.

Under the general order of business, established by the Committee on Rules, the following Bills of the House were taken up for consideration and read the third time:

HB 217. By Representatives Maxwell of the 17th, Bentley of the 139th, Greene of the 151st, Coleman of the 97th, Buckner of the 137th and others:

A BILL to be entitled an Act to amend Code Section 47-20-83 of the Official Code of Georgia Annotated, relating to certificated or uncertificated forms of investments and real estate investments, so as to authorize public retirement systems to invest in mutual funds, commingled funds, collective investment funds, common trusts, and group trusts; to provide for an effective date; to repeal conflicting laws; and for other purposes.

The following Committee substitute was read and adopted:

A BILL TO BE ENTITLED  
AN ACT

To amend Code Section 47-20-83 of the Official Code of Georgia Annotated, relating to certificated or uncertificated forms of investments and real estate investments, so as to authorize public retirement systems to invest in mutual funds, commingled funds, collective investment funds, common trusts, and group trusts; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Code Section 47-20-83 of the Official Code of Georgia Annotated, relating to certificated or uncertificated forms of investments and real estate investments, is amended in subsection (a) by deleting "and" at the end of paragraph (21), by replacing the period at the end of paragraph (22) with a semicolon, and by adding two new paragraphs to read as follows:

"(23) Shares of mutual funds registered with the Securities and Exchange Commission of the United States under the Investment Company Act of 1940, as amended; and

(24) Commingled funds and collective investment funds regulated by the Office of the Comptroller of the Currency of the United States Department of the Treasury, including common and group trusts, and, to the extent the funds are invested in such collective investment funds, the funds shall adopt the terms of the instruments establishing any group trust in accordance with applicable United States Internal Revenue Service Revenue Rulings."

## SECTION 2.

All laws and parts of laws in conflict with this Act are repealed.

The report of the Committee, which was favorable to the passage of the Bill, by substitute, was agreed to.

On the passage of the Bill, by substitute, the roll call was ordered and the vote was as follows:

Y Abrams	E Coomer	Y Harbin	Y Meadows	Y Smith, E
Y Alexander	Y Cooper	Y Harden	Y Mitchell	Y Smith, L
Y Allison	Y Corbett	Y Harrell	Y Morris	Y Smith, M
Y Anderson	Y Dawkins-Haigler	Y Hatchett	Y Mosby	Y Smith, R
Y Atwood	Y Deffenbaugh	Y Hawkins	Y Nimmer	Y Smyre
E Ballinger	Y Dempsey	Y Henson	Y Nix	Y Spencer
E Barr	Y Dickerson	Y Hightower	Oliver	Y Stephens, M
Y Battles	Y Dickey	Y Hitchens	Y O'Neal	Y Stephens, R
E Beasley-Teague	E Dickson	Y Holcomb	Y Pak	Y Stephenson
E Bell	Y Dollar	Y Holmes	Y Parrish	Y Stovall
Y Belton	Y Douglas	Y Houston	Y Parsons	Y Stover
Y Bennett	E Drenner	Y Howard	Y Peake	Y Strickland
Y Bentley	Y Dudgeon	Y Hugley	Y Petrea	Y Tankersley
Y Benton	Y Dukes	Jackson	Y Pezold	Y Tanner
Y Beskin	Y Dunahoo	Y Jacobs	Y Powell, A	Y Tarvin
Y Beverly	Y Duncan	Y Jasperse	Y Powell, J	Y Taylor, D
Y Broadrick	Y Ealum	Y Jones, J	Y Prince	Y Taylor, T
Y Brockway	Y Efstration	Y Jones, J.B.	Y Pruett	Y Teasley
Y Brooks	Y Ehrhart	Y Jones, L	Y Quick	Y Thomas, A.M.
Y Bruce	Y England	Y Jones, S	Y Raffensperger	Y Thomas, E
Y Bryant	Y Epps	Y Jordan	Y Rakestraw	Y Trammell
Y Buckner	Y Evans	Y Kaiser	Y Ramsey	Y Turner
Y Burns	Y Fleming	Y Kelley	Y Randall	Y Waites
Y Caldwell, J	Y Floyd	Kendrick	Y Reeves	Y Watson
Y Caldwell, M	Y Fludd	Y Kidd	Y Rhodes	Y Welch
Y Cantrell	Y Frazier	Y Kirby	Y Rice	Y Weldon
Y Carson	Y Frye	Y Knight	Y Roberts	Y Werkheiser
Y Carter	Y Gardner	Y LaRiccia	Y Rogers, C	Y Wilkerson
Y Casas	Y Gasaway	Y Lumsden	Y Rogers, T	Y Wilkinson
Y Chandler	Y Geisinger	Y Mabra	Y Rutledge	Y Willard
Y Cheokas	Y Glanton	Y Marin	Y Rynders	Y Williams, A
Y Clark, D	E Golick	Y Martin	Y Scott	Y Williams, C
Y Clark, H	Y Gordon	Y Maxwell	Y Setzler	Y Williams, E
Y Clark, V	Y Gravley	Y Mayo	Y Sharper	Williamson
Y Coleman	Y Greene	Y McCall	Y Shaw	Y Yates
Y Cooke	Y Hamilton	Y McClain	Y Sims	Ralston, Speaker

On the passage of the Bill, by substitute, the ayes were 167, nays 0.

The Bill, having received the requisite constitutional majority, was passed, by substitute.

The following Bill of the House, having been postponed from the previous legislative day, was taken up for consideration and read the third time:

HB 246. By Representatives Knight of the 130th, Carson of the 46th, Mosby of the 83rd and Wilkerson of the 38th:

A BILL to be entitled an Act to amend Chapter 3 of Title 43 of the Official Code of Georgia Annotated, relating to accountants, so as to provide for powers and actions granted to other licensing boards; to revise and add definitions; to provide that the State Board of Accountancy is administratively attached to the State Accounting Office; to change provisions relating to foreign registered accountants; to change the standard of proof; to provide for confidentiality of certain information; to amend Chapter 5B of Title 50 of the Official Code of Georgia Annotated, relating to the State Accounting Office, so as to remove the State Board of Accountancy as a division of the State Accounting office; to provide for related matters; to repeal conflicting laws; and for other purposes.

Pursuant to Rule 133, Representative Turner of the 21st was excused from voting on HB 246.

The report of the Committee, which was favorable to the passage of the Bill, was agreed to.

On the passage of the Bill, the roll call was ordered and the vote was as follows:

Y Abrams	E Coomer	Y Harbin	Y Meadows	Y Smith, E
Y Alexander	Y Cooper	Y Harden	Y Mitchell	Y Smith, L
N Allison	Y Corbett	Y Harrell	Y Morris	Y Smith, M
Y Anderson	Y Dawkins-Haigler	Y Hatchett	Y Mosby	Y Smith, R
Y Atwood	Y Deffenbaugh	Y Hawkins	Y Nimmer	Y Smyre
E Ballinger	Dempsey	N Henson	Y Nix	N Spencer
E Barr	Y Dickerson	N Hightower	Oliver	Y Stephens, M
Y Battles	Y Dickey	Y Hitchens	Y O'Neal	Y Stephens, R
Y Beasley-Teague	E Dickson	Y Holcomb	Y Pak	Y Stephenson
E Bell	Y Dollar	Y Holmes	Y Parrish	Y Stovall
Y Belton	Y Douglas	Y Houston	Y Parsons	N Stover
Y Bennett	E Drenner	Y Howard	Y Peake	Y Strickland
Y Bentley	N Dudgeon	Y Hugley	Y Petrea	Y Tankersley
Y Benton	Y Dukes	Y Jackson	N Pezold	Y Tanner
N Beskin	N Dunahoo	Y Jacobs	Y Powell, A	N Tarvin
Y Beverly	N Duncan	Y Jasperse	Y Powell, J	Y Taylor, D



Y Broadrick	Y Ealum	Y Jones, J	Y Prince	Y Taylor, T
N Brockway	Y Efstration	Y Jones, J.B.	Y Pruett	N Teasley
Y Brooks	Y Ehrhart	Y Jones, L	N Quick	Y Thomas, A.M.
Y Bruce	Y England	Y Jones, S	N Raffensperger	Y Thomas, E
Y Bryant	Y Epps	Y Jordan	Y Rakestraw	Y Trammell
Y Buckner	Y Evans	Y Kaiser	Y Ramsey	Turner
Y Burns	Y Fleming	N Kelley	Y Randall	Y Waites
Y Caldwell, J	Y Floyd	Kendrick	Y Reeves	Y Watson
N Caldwell, M	Y Fludd	Y Kidd	Y Rhodes	Y Welch
N Cantrell	Y Frazier	N Kirby	Y Rice	Y Weldon
Y Carson	Y Frye	Y Knight	Y Roberts	N Werkheiser
Y Carter	Y Gardner	Y LaRiccia	Y Rogers, C	Y Wilkerson
N Casas	Y Gasaway	Y Lumsden	Y Rogers, T	Y Wilkinson
Y Chandler	Y Geisinger	Y Mabra	Y Rutledge	Y Willard
Y Cheokas	Y Glanton	Y Marin	Y Rynders	Y Williams, A
N Clark, D	E Golick	Y Martin	Y Scott	Y Williams, C
N Clark, H	Y Gordon	Y Maxwell	Y Setzler	Y Williams, E
Y Clark, V	N Gravley	Y Mayo	Y Sharper	N Williamson
Y Coleman	Y Greene	Y McCall	Y Shaw	Y Yates
N Cooke	Y Hamilton	Y McClain	Y Sims	Ralston, Speaker

On the passage of the Bill, the ayes were 142, nays 26.

The Bill, having received the requisite constitutional majority, was passed.

HB 266. By Representative Battles of the 15th:

A BILL to be entitled an Act to amend Code Section 47-1-12 of the Official Code of Georgia Annotated, relating to investment and reinvestment of assets of local retirement system, valuation and limitation on investments, and duties of the state auditor, so as to correct certain provisions relative to the investment authority of local retirement systems; to repeal conflicting laws; and for other purposes.

The report of the Committee, which was favorable to the passage of the Bill, was agreed to.

On the passage of the Bill, the roll call was ordered and the vote was as follows:

Y Abrams	E Coomer	Y Harbin	Y Meadows	Y Smith, E
Y Alexander	Y Cooper	Y Harden	Y Mitchell	Y Smith, L
Y Allison	Y Corbett	Y Harrell	Y Morris	Y Smith, M
Y Anderson	Y Dawkins-Haigler	Y Hatcher	Y Mosby	Y Smith, R
Y Atwood	Y Deffenbaugh	Y Hawkins	Y Nimmer	Y Smyre
E Ballinger	Y Dempsey	Y Henson	Y Nix	Y Spencer
E Barr	Y Dickerson	Y Hightower	Y Oliver	Stephens, M
Y Battles	Y Dickey	Y Hitchens	Y O'Neal	Y Stephens, R
Y Beasley-Teague	E Dickson	Y Holcomb	Y Pak	Y Stephenson
E Bell	Y Dollar	Y Holmes	Y Parrish	Y Stovall
Y Belton	Y Douglas	Y Houston	Y Parsons	Y Stover

Y Bennett	E Drenner	Y Howard	Y Peake	Y Strickland
Y Bentley	Y Dudgeon	Y Hugley	Y Petrea	Y Tankersley
Y Benton	Y Dukes	Y Jackson	Y Pezold	Y Tanner
Y Beskin	Y Dunahoo	Y Jacobs	Y Powell, A	Y Tarvin
Y Beverly	Y Duncan	Y Jasperse	Y Powell, J	Y Taylor, D
Y Broadrick	Y Ealum	Y Jones, J	Y Prince	Y Taylor, T
Y Brockway	Y Efstration	Y Jones, J.B.	Y Pruett	Y Teasley
Y Brooks	Y Ehrhart	Y Jones, L	Y Quick	Y Thomas, A.M.
Y Bruce	Y England	Y Jones, S	Y Raffensperger	Y Thomas, E
Y Bryant	Y Epps	Y Jordan	Y Rakestraw	Y Trammell
Y Buckner	Y Evans	Y Kaiser	Y Ramsey	Y Turner
Y Burns	Y Fleming	Y Kelley	Y Randall	Y Waites
Y Caldwell, J	Y Floyd	Kendrick	Y Reeves	Y Watson
Y Caldwell, M	Fludd	Y Kidd	Y Rhodes	Y Welch
Y Cantrell	Y Frazier	Y Kirby	Y Rice	Weldon
Y Carson	Y Frye	Y Knight	Y Roberts	Y Werkheiser
Y Carter	Y Gardner	Y LaRiccica	Y Rogers, C	Y Wilkerson
Y Casas	Y Gasaway	Y Lumsden	Y Rogers, T	Y Wilkinson
Y Chandler	Y Geisinger	Y Mabra	Y Rutledge	Y Willard
Y Cheokas	Y Glanton	Y Marin	Y Rynders	Y Williams, A
Y Clark, D	E Golick	Y Martin	Y Scott	Y Williams, C
Y Clark, H	Y Gordon	Y Maxwell	Y Setzler	Y Williams, E
Y Clark, V	Y Gravley	Y Mayo	Y Sharper	Y Williamson
Y Coleman	Y Greene	Y McCall	Y Shaw	Y Yates
Y Cooke	Y Hamilton	Y McClain	Y Sims	Ralston, Speaker

On the passage of the Bill, the ayes were 168, nays 0.

The Bill, having received the requisite constitutional majority, was passed.

HB 256. By Representatives Maxwell of the 17th, Greene of the 151st, Coleman of the 97th, Brooks of the 55th and Buckner of the 137th:

A BILL to be entitled an Act to amend Chapter 7 of Title 47 of the Official Code of Georgia Annotated, relating to the Georgia Firefighters' Pension Fund, so as to provide new definitions; to change a term for membership of the board; to provide for a break in employment for certain members; to clarify provisions related to leaves of absence, withdrawal of dues, and application for reinstatement as an active member; to clarify provisions for failure to pay dues and the reinstatement process; to permit selection of up to five beneficiaries to receive equal portions of certain benefits upon the death of certain members; to provide for certain penalties for false statements or falsified records; to provide for related matters; to repeal conflicting laws; and for other purposes.

The report of the Committee, which was favorable to the passage of the Bill, was agreed to.

On the passage of the Bill, the roll call was ordered and the vote was as follows:

Y Abrams	E Coomer	Y Harbin	Y Meadows	Y Smith, E
Y Alexander	Y Cooper	Y Harden	Y Mitchell	Y Smith, L
Y Allison	Y Corbett	Y Harrell	N Morris	Y Smith, M
Y Anderson	Y Dawkins-Haigler	Y Hatchett	Y Mosby	Y Smith, R
Y Atwood	Y Deffenbaugh	Y Hawkins	Y Nimmer	Y Smyre
E Ballinger	Y Dempsey	Y Henson	Y Nix	Y Spencer
E Barr	Y Dickerson	Y Hightower	Y Oliver	Y Stephens, M
Y Battles	Y Dickey	Y Hitchens	Y O'Neal	Y Stephens, R
Y Beasley-Teague	E Dickson	Y Holcomb	Y Pak	Y Stephenson
E Bell	Y Dollar	Y Holmes	Y Parrish	Y Stovall
Y Belton	Y Douglas	Y Houston	Y Parsons	Y Stover
Y Bennett	Y Drenner	Y Howard	Y Peake	Y Strickland
Y Bentley	Y Dudgeon	Y Hugley	Y Petrea	Y Tankersley
Y Benton	Y Dukes	Y Jackson	Y Pezold	Y Tanner
Y Beskin	Y Dunahoo	Y Jacobs	Y Powell, A	Y Tarvin
Y Beverly	Y Duncan	Y Jasperse	Y Powell, J	Y Taylor, D
Y Broadrick	Y Ealum	Y Jones, J	Y Prince	Y Taylor, T
Y Brockway	Y Efratration	Y Jones, J.B.	Y Pruett	Y Teasley
Y Brooks	Y Ehrhart	Y Jones, L	Y Quick	Y Thomas, A.M.
Y Bruce	Y England	Y Jones, S	Y Raffensperger	Y Thomas, E
Y Bryant	Y Epps	Y Jordan	Y Rakestraw	Y Trammell
Y Buckner	Y Evans	Y Kaiser	Y Ramsey	Y Turner
Y Burns	Y Fleming	Y Kelley	Y Randall	Y Waites
Y Caldwell, J	Y Floyd	Kendrick	Y Reeves	Y Watson
Y Caldwell, M	Fludd	Y Kidd	Y Rhodes	Y Welch
Y Cantrell	Y Frazier	Y Kirby	Y Rice	Weldon
Y Carson	Y Frye	Y Knight	Y Roberts	Y Werkheiser
Y Carter	Y Gardner	Y LaRiccica	Y Rogers, C	Y Wilkerson
Y Casas	Y Gasaway	Y Lumsden	Y Rogers, T	Y Wilkinson
Y Chandler	Y Geisinger	Y Mabra	Y Rutledge	Y Willard
Y Cheokas	Y Glanton	Y Marin	Y Rynders	Y Williams, A
Y Clark, D	Y Golick	Y Martin	Y Scott	Y Williams, C
Y Clark, H	Y Gordon	Y Maxwell	Y Setzler	Y Williams, E
Y Clark, V	Y Gravley	Y Mayo	Y Sharper	Williamson
Y Coleman	Y Greene	Y McCall	Y Shaw	Y Yates
Y Cooke	Y Hamilton	Y McClain	Y Sims	Ralston, Speaker

On the passage of the Bill, the ayes were 169, nays 1.

The Bill, having received the requisite constitutional majority, was passed.

HB 206. By Representatives Harrell of the 106th, Lumsden of the 12th, Hitchens of the 161st, Rutledge of the 109th and Holcomb of the 81st:

A BILL to be entitled an Act to amend Article 1 of Chapter 6 of Title 40 of the Official Code of Georgia Annotated, relating to general provisions relative to uniform rules of the road, so as to provide for procedure for passing sanitation vehicles; to provide for related matters; to repeal conflicting laws; and for other purposes.

The report of the Committee, which was favorable to the passage of the Bill, was agreed to.

On the passage of the Bill, the roll call was ordered and the vote was as follows:

Y Abrams	E Coomer	Y Harbin	Y Meadows	Y Smith, E
Y Alexander	Y Cooper	Y Harden	Y Mitchell	Y Smith, L
N Allison	Y Corbett	Y Harrell	N Morris	Y Smith, M
Y Anderson	Y Dawkins-Haigler	Y Hatchett	N Mosby	Y Smith, R
N Atwood	Y Deffenbaugh	Y Hawkins	Y Nimmer	Y Smyre
E Ballinger	Y Dempsey	Y Henson	Y Nix	Y Spencer
E Barr	Y Dickerson	N Hightower	Y Oliver	Y Stephens, M
Y Battles	Y Dickey	Y Hitchens	Y O'Neal	Y Stephens, R
Y Beasley-Teague	E Dickson	Y Holcomb	Y Pak	Y Stephenson
E Bell	Y Dollar	Y Holmes	Y Parrish	Y Stovall
Y Belton	Y Douglas	Y Houston	Y Parsons	N Stover
Y Bennett	Y Drenner	Y Howard	Y Peake	Y Strickland
Y Bentley	Y Dudgeon	Y Hugley	Y Petrea	Y Tankersley
N Benton	Y Dukes	Y Jackson	N Pezold	Y Tanner
Y Beskin	N Dunahoo	Y Jacobs	Y Powell, A	Y Tarvin
Y Beverly	Y Duncan	Y Jasperse	Y Powell, J	Y Taylor, D
Y Broadrick	N Ealum	Y Jones, J	Y Prince	Y Taylor, T
Y Brockway	N Efstration	Y Jones, J.B.	Y Pruett	Y Teasley
Y Brooks	Y Ehrhart	Y Jones, L	Y Quick	Y Thomas, A.M.
Y Bruce	Y England	Y Jones, S	Y Raffensperger	Y Thomas, E
Y Bryant	Y Epps	Y Jordan	Y Rakestraw	Y Trammell
Y Buckner	Y Evans	Y Kaiser	Y Ramsey	Y Turner
Y Burns	Y Fleming	N Kelley	Y Randall	Y Waites
Y Caldwell, J	Y Floyd	Kendrick	Y Reeves	Y Watson
Y Caldwell, M	Y Fludd	Y Kidd	Y Rhodes	Y Welch
Y Cantrell	Y Frazier	Y Kirby	Rice	Y Weldon
Y Carson	Y Frye	Y Knight	Y Roberts	Y Werkheiser
Y Carter	Y Gardner	Y LaRiccica	Y Rogers, C	Y Wilkerson
Y Casas	Y Gasaway	Y Lumsden	Y Rogers, T	Y Wilkinson
Y Chandler	Y Geisinger	Y Mabra	Y Rutledge	Y Willard
Y Cheokas	Y Glanton	Y Marin	Y Rynders	Y Williams, A
Y Clark, D	Y Golick	Y Martin	Y Scott	Y Williams, C
Y Clark, H	Y Gordon	Y Maxwell	Y Setzler	Y Williams, E
Y Clark, V	Y Gravley	Y Mayo	Y Sharper	Williamson
Y Coleman	Y Greene	Y McCall	Y Shaw	Y Yates
Y Cooke	Y Hamilton	Y McClain	Y Sims	Ralston, Speaker

On the passage of the Bill, the ayes were 159, nays 12.

The Bill, having received the requisite constitutional majority, was passed.

The following Bill of the House, having been postponed from the previous legislative day, was taken up for consideration and read the third time:

HB 73. By Representatives Turner of the 21st, Hamilton of the 24th, Taylor of the 173rd, Caldwell of the 20th, Hightower of the 68th and others:

A BILL to be entitled an Act to amend Code Section 45-2-1 of the Official Code of Georgia Annotated, relating to persons ineligible to hold office, vacation of office, and validity of acts performed while in office, so as to authorize counties and municipalities to provide by local law for district durational residency requirements; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

The report of the Committee, which was favorable to the passage of the Bill, was agreed to.

On the passage of the Bill, the roll call was ordered and the vote was as follows:

Y Abrams	E Coomer	Y Harbin	Meadows	N Smith, E
N Alexander	Y Cooper	Harden	Y Mitchell	Y Smith, L
Y Allison	Y Corbett	Y Harrell	N Morris	Y Smith, M
N Anderson	Y Dawkins-Haigler	Y Hatcher	N Mosby	Y Smith, R
N Atwood	Y Deffenbaugh	Y Hawkins	N Nimmer	N Smyre
E Ballinger	Y Dempsey	Y Henson	Y Nix	Y Spencer
E Barr	N Dickerson	Y Hightower	Y Oliver	N Stephens, M
Y Battles	Y Dickey	N Hitchens	Y O'Neal	Y Stephens, R
N Beasley-Teague	E Dickson	Y Holcomb	Y Pak	Y Stephenson
E Bell	Y Dollar	Y Holmes	Y Parrish	Y Stovall
Y Belton	N Douglas	N Houston	Parsons	Y Stover
N Bennett	Y Drenner	Y Howard	Y Peake	Y Strickland
Y Bentley	Y Dudgeon	Y Hugley	Y Petrea	Y Tankersley
Y Benton	Y Dukes	Y Jackson	Y Pezold	Y Tanner
Y Beskin	Y Dunahoo	Y Jacobs	Y Powell, A	Y Tarvin
N Beverly	Y Duncan	Y Jasperse	Y Powell, J	Y Taylor, D
Y Broadrick	N Ealum	Y Jones, J	Y Prince	Y Taylor, T
Y Brockway	Y Efstraction	Y Jones, J.B.	N Pruett	Y Teasley
N Brooks	Y Ehrhart	Y Jones, L	Y Quick	Y Thomas, A.M.
N Bruce	Y England	N Jones, S	Y Raffensperger	Y Thomas, E
N Bryant	Y Epps	Y Jordan	Y Rakestraw	Y Trammell
Y Buckner	Y Evans	Y Kaiser	Y Ramsey	Y Turner
Y Burns	Y Fleming	Y Kelley	N Randall	N Waites
N Caldwell, J	N Floyd	Kendrick	Y Reeves	N Watson
Y Caldwell, M	N Fludd	Y Kidd	Y Rhodes	Y Welch
Y Cantrell	Y Frazier	Y Kirby	Y Rice	Y Weldon
Y Carson	Y Frye	N Knight	N Roberts	Y Werkheiser
N Carter	Y Gardner	Y LaRiccica	Y Rogers, C	Y Wilkerson
Y Casas	Y Gasaway	Y Lumsden	Y Rogers, T	Y Wilkinson
Y Chandler	Y Geisinger	N Mabra	Y Rutledge	Y Willard
Cheokas	Y Glanton	N Marin	Y Rynders	Y Williams, A
Y Clark, D	Y Golick	Y Martin	N Scott	N Williams, C
Y Clark, H	N Gordon	Y Maxwell	Y Setzler	N Williams, E
Y Clark, V	Y Gravley	N Mayo	Y Sharper	Y Williamson
Y Coleman	Y Greene	Y McCall	N Shaw	Y Yates
Y Cooke	Y Hamilton	Y McClain	Y Sims	Ralston, Speaker

On the passage of the Bill, the ayes were 130, nays 39.

The Bill, having received the requisite constitutional majority, was passed.

The following Bill of the House, having been postponed from the previous legislative day, was taken up for consideration and read the third time:

HB 63. By Representatives Tanner of the 9th, England of the 116th, Dickson of the 6th, Coleman of the 97th, Evans of the 42nd and others:

A BILL to be entitled an Act to amend Article 2 of Chapter 7 of Title 48 of the Official Code of Georgia Annotated, relating to the imposition, computation, and rate of and exemptions from state income taxes, so as to revise the amount of the adult basic skills education program tax credit; to provide for procedures, conditions, and limitations; to provide an aggregate cap on the amount of the tax credit; to provide for a short title; to provide for an effective date and for applicability; to repeal conflicting laws; and for other purposes.

The following Committee substitute was read and adopted:

A BILL TO BE ENTITLED  
AN ACT

To amend Article 2 of Chapter 7 of Title 48 of the Official Code of Georgia Annotated, relating to the imposition, computation, and rate of and exemptions from state income taxes, so as to revise the adult basic skills education program tax credit; to provide for procedures, conditions, and limitations; to provide an aggregate cap on the amount of the tax credit; to provide for a sunset date; to provide for a short title; to provide for an effective date and for applicability; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

This Act shall be known and may be cited as the "Georgia Employer GED Tax Credit Act of 2015."

**SECTION 2.**

Article 2 of Chapter 7 of Title 48 of the Official Code of Georgia Annotated, relating to the imposition, computation, and rate of and exemptions from state income taxes, is amended by repealing Code Section 48-7-41, relating to basic skills education program credits, and inserting a new Code section to read as follows:

"48-7-41.

(a) As used in this Code section, the term:

- (1) 'Adult basic skills education' means training that enhances reading, writing, or mathematical skills of adult employees.
- (2) 'Approved adult basic skills education program' means an employer provided or employer sponsored adult basic skills education program:
- (A) That has agreed to operate under the standards for the delivery of adult education services as designated by the Technical College System of Georgia, Office of Adult Education; and
- (B) For which the employer does not require the employee to make any payment, either directly or indirectly, through forfeiture of leave time, vacation time, or other compensable time.
- (3) 'Basic skills education test' means the test required to receive a GED diploma.
- (4) 'Employee' means any employee resident in this state who is employed for at least 24 hours per week and has been continuously employed by the employer for at least 16 consecutive weeks and who is eligible to take the GED test.
- (5) 'Employer' means any employer upon whom an income tax is imposed by this chapter.
- (6) 'Employer provided' refers to approved basic skills education offered on the premises of the employer or on premises approved by the Technical College System of Georgia by instructors hired by or employed by an employer.
- (7) 'Employer sponsored' refers to a contractual arrangement with a school, university, college, or other instructional facility which offers approved basic skills education that is paid for by the employer.
- (b) A tax credit shall be granted to an employer who provides or sponsors an approved adult basic skills education program. The amount of the tax credit shall be:
- (1) Four hundred dollars for each employee who passes the basic skills education test that was paid for by the employer in a taxable year; or
- (2) Twelve hundred dollars for each employee who successfully completes an approved adult basic skills education program consisting of at least 40 hours of training while the employee is being compensated at his or her normal rate of pay, and passes the basic skills education test that was paid for by the employer in a taxable year.
- No employer shall receive a credit if the employer requires that the employee reimburse or pay the employer for the cost of attending the adult basic skills education program or taking the basic skills education test.
- (c)(1) An employer desiring to claim a tax credit under the provisions of this Code section shall submit an application to the commissioner for preapproval of such tax credit. The application for preapproval shall be developed and promulgated by the commissioner along with any rules or regulations necessary to aid in the administration of this income tax credit. The department shall have the authority to require electronic submission of such application in the manner specified by the department.
- (2) Within 45 days of receipt of a properly completed application for preapproval, the commissioner shall preapprove the application if a sufficient amount of available tax

credits remains. The commissioner shall provide notice of the preapproval or denial to the employer and the Office of Adult Education. The commissioner shall preapprove the tax credits based on the order in which properly completed applications were submitted. In the event that two or more applications were submitted on the same day and the amount of funds available will not be sufficient to fully fund the tax credits requested, the commissioner shall prorate the available funds between or among the applicants.

(d) In order to receive the income tax credit established under this Code section, the employer shall, after the successful completion by an employee of the requirements of paragraph (1) or (2) of subsection (b) of this Code section, and after receiving preapproval of the credit by the commissioner under subsection (c) of this Code section, certify to the Technical College System of Georgia, Office of Adult Education, the name of the employee, the name of the employer, the name of the approved adult basic skills education provider, and such other information as may be required by the Office of Adult Education. The Office of Adult Education shall issue a certification to the employer if the requirements of subsections (a), (b), and (c) of this Code section are satisfied. Such certification shall be attached to the taxpayer's income tax return when the credit is claimed. The Technical College System of Georgia shall adopt rules and regulations and forms necessary to implement and administer this income tax credit program. The department is expressly authorized and directed to work with the Technical College System of Georgia to ensure the proper granting of income tax credits pursuant to this Code section.

(e) In no event shall the aggregate amount of the income tax credits preapproved under this Code section exceed \$2 million per calendar year. No single employer shall receive income tax credits pursuant to this Code section in excess of \$100,000.00 per calendar year.

(f) The income tax credit granted to any employer pursuant to this Code section shall not exceed the amount of the employer's income tax liability for the taxable year as computed without regard to this Code section.

(g) The department shall provide an annual report to the General Assembly on the utilization of the tax credit established under this Code section.

(h) This Code section shall stand repealed on January 1, 2020."

### **SECTION 3.**

This Act shall become effective upon its approval by the Governor or upon its becoming law without such approval and shall be applicable to all taxable years beginning on or after January 1, 2016.

### **SECTION 4.**

All laws and parts of laws in conflict with this Act are repealed.

The report of the Committee, which was favorable to the passage of the Bill, by substitute, was agreed to.



On the passage of the Bill, by substitute, the roll call was ordered and the vote was as follows:

Y Abrams	E Coomer	Y Harbin	Y Meadows	Y Smith, E
Y Alexander	Y Cooper	Y Harden	Y Mitchell	Y Smith, L
Y Allison	Y Corbett	Y Harrell	Y Morris	Y Smith, M
Y Anderson	Y Dawkins-Haigler	Y Hatcher	Y Mosby	Y Smith, R
Y Atwood	Y Deffenbaugh	Y Hawkins	Y Nimmer	Y Smyre
E Ballinger	Y Dempsey	Y Henson	Y Nix	Y Spencer
E Barr	Y Dickerson	Y Hightower	Y Oliver	Y Stephens, M
Y Battles	Y Dickey	Y Hitchens	Y O'Neal	Y Stephens, R
Y Beasley-Teague	E Dickson	Y Holcomb	Y Pak	Y Stephenson
E Bell	Y Dollar	Y Holmes	Y Parrish	Y Stovall
Y Belton	Y Douglas	Y Houston	Y Parsons	Y Stover
Y Bennett	Y Drenner	Y Howard	Y Peake	Y Strickland
Y Bentley	Y Dudgeon	Y Hugley	Y Petrea	Y Tankersley
Y Benton	Y Dukes	Y Jackson	Y Pezold	Y Tanner
Y Beskin	Y Dunahoo	Y Jacobs	Y Powell, A	Y Tarvin
Y Beverly	Y Duncan	Y Jasperse	Y Powell, J	Y Taylor, D
Y Broadrick	Y Ealum	Y Jones, J	Y Prince	Y Taylor, T
Y Brockway	Y Efstration	Y Jones, J.B.	Y Pruett	Y Teasley
Y Brooks	Y Ehrhart	Y Jones, L	Y Quick	Y Thomas, A.M.
Y Bruce	Y England	Y Jones, S	Y Raffensperger	Y Thomas, E
Y Bryant	Y Epps	Y Jordan	Y Rakestraw	Y Trammell
Y Buckner	Y Evans	Y Kaiser	Y Ramsey	Y Turner
Y Burns	Y Fleming	Y Kelley	Y Randall	Y Waites
Y Caldwell, J	Y Floyd	Kendrick	Y Reeves	Y Watson
Y Caldwell, M	N Fludd	Y Kidd	Y Rhodes	Y Welch
Y Cantrell	Y Frazier	Y Kirby	Y Rice	Y Weldon
Y Carson	Y Frye	Knight	Y Roberts	Y Werkheiser
Y Carter	Y Gardner	Y LaRiccica	Y Rogers, C	Y Wilkerson
Y Casas	Y Gasaway	Y Lumsden	Y Rogers, T	Y Wilkinson
Y Chandler	Y Geisinger	Y Mabra	Y Rutledge	Y Willard
Y Cheokas	Y Glanton	Y Marin	Y Rynders	Y Williams, A
Y Clark, D	Y Golick	Y Martin	Y Scott	Y Williams, C
Y Clark, H	Y Gordon	Y Maxwell	Y Setzler	Y Williams, E
Y Clark, V	Y Gravley	Y Mayo	Y Sharper	Y Williamson
Y Coleman	Y Greene	Y McCall	Y Shaw	Y Yates
Y Cooke	Y Hamilton	McClain	Y Sims	Ralston, Speaker

On the passage of the Bill, by substitute, the ayes were 170, nays 1.

The Bill, having received the requisite constitutional majority, was passed, by substitute.

HB 199. By Representatives Corbett of the 174th, Nimmer of the 178th, Shaw of the 176th, Epps of the 144th, Carter of the 175th and others:

A BILL to be entitled an Act to amend Part 1A of Article 1 of Chapter 6 of Title 12 of the Official Code of Georgia Annotated, relating to timber harvesting and removal requirements, so as to require notice of timber

harvesting only in an approved form; to provide that one bond shall be required for each county; to provide that no county may require an administrative fee for receiving a notice of timber harvesting; to repeal conflicting laws; and for other purposes.

The following Committee substitute was read and adopted:

A BILL TO BE ENTITLED  
AN ACT

To amend Part 1A of Article 1 of Chapter 6 of Title 12 of the Official Code of Georgia Annotated, relating to timber harvesting and removal requirements, so as to require notice of timber harvesting only in an approved form; to provide that one bond shall be required for each county or municipality; to provide that no county may require an administrative fee for receiving a notice of timber harvesting; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Part 1A of Article 1 of Chapter 6 of Title 12 of the Official Code of Georgia Annotated, relating to timber harvesting and removal requirements, is amended by revising Code Section 12-6-24, relating to notice of timber harvesting operations, as follows:

"12-6-24.

(a)(1) A county governing authority may by ordinance or resolution require all persons or firms harvesting standing timber in any unincorporated area of such county for delivery as pulpwood, logs, poles, posts, or wood chips to any woodyard or processing plant located inside or outside this state to provide notice of such harvesting operations to the county governing authority or the designated agent thereof prior to ~~cutting any such timber~~ entering onto the property if possible, but in no event later than 24 hours after entering onto the property. Further, such persons shall give notice of cessation of cutting within 24 hours after the job is completed.

(2) A municipal governing authority may by ordinance or resolution require all persons or firms harvesting standing timber in any incorporated area of such municipality for delivery as pulpwood, logs, poles, or wood chips to any woodyard or processing plant located inside or outside this state to provide notice of such harvesting operations to the municipal governing authority or the designated agent thereof prior to ~~cutting any such timber~~ entering onto the property if possible, but in no event later than 24 hours after entering onto the property. Further, such persons shall give notice of cessation of cutting within 24 hours after the job is completed.

(b) Any ordinance or resolution adopted pursuant to subsection (a) of this Code section shall conform to the following requirements:

(1) Prior written notice shall be required of any person or firm harvesting such timber for each separate tract to be harvested thereby, shall be made only in such form as prescribed by rule or regulation of the director, and shall ~~consist of~~ be limited to the following:

(A) A map of the area which identifies the location of the tract to be harvested and, as to those trucks which will be traveling to and from such tract for purposes of picking up and hauling loads of cut forest products, the main point of ingress to such tract from a public road and, if different, the main point of egress from such tract to a public road;

(B) A statement as to whether the timber will be removed pursuant to a lump sum sale, per unit sale, or owner harvest for purposes of ad valorem taxation under Code Section 48-5-7.5;

(C) The name, address, and daytime telephone number of the timber seller if the harvest is pursuant to a lump sum or per unit sale or of the timber owner if the harvest is an owner harvest; and

(D) The name, business address, business telephone number, and nighttime or emergency telephone number of the person or firm harvesting such timber;

(2) Notice may be submitted in person, by transmission of an electronic record via telefacsimile, e-mail, or such other means as approved by the governing authority, or by mail;

(3) The governing authority may require persons or firms subject to such notice requirement to deliver a bond or letter of credit as provided by this paragraph, in which case notice shall not be or remain effective for such harvesting operations unless and until the person or firm providing such notice has delivered to the governing authority or its designated agent a valid surety bond, executed by a surety corporation authorized to transact business in this state, protecting the county or municipality, as applicable, against any damage caused by such person or firm in an amount specified by the governing authority not exceeding \$5,000.00 or, at the option of the person or firm harvesting timber, a valid irrevocable letter of credit issued by a bank or savings and loan association, as defined in Code Section 7-1-4, in the amount of and in lieu of such bond. Each county or municipality shall require no more than one bond from each person or firm harvesting timber regardless of the number of tracts harvested in such county or municipality by each such person or firm so long as the bond remains in effect. Otherwise, a valid replacement bond must be obtained and delivered to the governing authority of such county or municipality or its designated agent no later than the close of business on the fifth business day following the day that such governing authority filed a claim to recover damages against the then-existing bond. Upon filing such claim, such governing authority shall immediately provide notice thereof, including the date such claim was filed, to the person or firm causing the damage. Such notice may be given in person, by transmission of an electronic record via telefacsimile, or by e-mail. For purposes of this paragraph, any such surety bond or letter of credit shall be valid only for the calendar year in which delivered;

- (4) Notice shall be effective for such harvesting operation on such tract within such unincorporated area of the county or incorporated area of the municipality upon receipt of the same by the applicable governing authority or its designated agent and, if applicable, compliance with the requirements of paragraph (3) of this subsection and until such time as the person or firm giving such notice has completed the harvesting operation for such tract; provided, however, that any subsequent change in the facts required to be provided for purposes of such notice shall be reported to the governing authority or its designated agent within three business days after such change;
- (5) Notice requirements shall be applicable to any such timber harvested on or after the effective date of the ordinance or resolution adopted pursuant to this Code section; and
- (6) Violation of the notice requirements of any ordinance or resolution adopted pursuant to this Code section shall be punishable by a fine not exceeding \$500.00.
- (c) The director shall promulgate such rules and regulations as are reasonable and necessary for purposes of the standard form required by paragraph (1) of subsection (b) of this Code section.
- (d) Any municipal governing authority or designated agent thereof which receives a notice required by ordinance or resolution adopted pursuant to this Code section regarding timber harvesting operations to be conducted in whole or in part within the corporate limits of such municipality shall transmit a copy of such notice to the governing authority of the county or the designated agent thereof.
- (e)(1) No county, municipality, or other political subdivision in this state shall require any person or firm harvesting standing timber therein for delivery as pulpwood, logs, poles, posts, or wood chips to any woodyard or processing plant located inside or outside this state to provide any notice of or plan or security for such harvesting or hauling of forest products except as provided by this Code section.
- (2) No county, municipality, or other political subdivision in this state shall require any person or firm harvesting standing timber therein for delivery as pulpwood, logs, poles, posts, or wood chips to any woodyard or processing plant located inside or outside this state to obtain any permit for such harvesting or hauling of forest products, including without limitation any permit for any new driveway in connection with timber harvesting operations; provided, however, that this paragraph shall not otherwise limit the authority of a county or municipality to regulate roads or streets under its jurisdiction in accordance with Title 32.
- (3) The provisions of paragraphs (1) and (2) of this subsection shall not preclude counties, municipalities, and other political subdivisions from enacting and enforcing tree ordinances, landscape ordinances, or streamside buffer ordinances; provided, however, such ordinances shall not apply to timber harvesting as described in subparagraph (A) of paragraph (4) of this subsection or in unzoned tracts as described in subparagraph (B) of paragraph (4) of this subsection.
- (4)(A) The limitations on the regulatory authority of counties, municipalities, or other political subdivisions provided by paragraphs (1), (2), and (3) of this

subsection shall apply only to timber harvesting operations which qualify as forestry land management practices or agricultural operations under Code Section 12-7-17, not incidental to development, on tracts which are zoned for or used for forestry, silvicultural, or agricultural purposes.

(B) The limitations on the regulatory authority of counties, municipalities, or other political subdivisions provided by paragraphs (1), (2), and (3) of this subsection shall also apply to tracts which are unzoned.

(5) No county or municipality shall require a fee of any kind for receiving a notification of a timber harvest."

## SECTION 2.

All laws and parts of laws in conflict with this Act are repealed.

The report of the Committee, which was favorable to the passage of the Bill, by substitute, was agreed to.

On the passage of the Bill, by substitute, the roll call was ordered and the vote was as follows:

Y Abrams	E Coomer	Y Harbin	Y Meadows	Y Smith, E
Y Alexander	Y Cooper	Y Harden	Y Mitchell	Y Smith, L
Y Allison	Y Corbett	Y Harrell	Y Morris	Y Smith, M
Y Anderson	Y Dawkins-Haigler	Y Hatchett	Y Mosby	Y Smith, R
Y Atwood	Y Deffenbaugh	Y Hawkins	Y Nimmer	Y Smyre
E Ballinger	Y Dempsey	Y Henson	Y Nix	Y Spencer
E Barr	Y Dickerson	Y Hightower	Y Oliver	Y Stephens, M
Y Battles	Y Dickey	Y Hitchens	Y O'Neal	Y Stephens, R
Y Beasley-Teague	E Dickson	Y Holcomb	Y Pak	Y Stephenson
E Bell	Y Dollar	Y Holmes	Y Parrish	Y Stovall
Y Belton	Y Douglas	Y Houston	Y Parsons	Y Stover
Y Bennett	Y Drenner	Y Howard	Y Peake	Y Strickland
Y Bentley	Y Dudgeon	Y Hugley	Y Petrea	Y Tankersley
Y Benton	Y Dukes	Y Jackson	Y Pezold	Y Tanner
Y Beskin	Y Dunahoo	Y Jacobs	Y Powell, A	Y Tarvin
Y Beverly	Y Duncan	Y Jasperse	Y Powell, J	Y Taylor, D
Y Broadrick	Y Ealum	Y Jones, J	Y Prince	Y Taylor, T
Y Brockway	Y Efstration	Y Jones, J.B.	Y Pruett	Y Teasley
Y Brooks	Y Ehrhart	Y Jones, L	Y Quick	Y Thomas, A.M.
Y Bruce	Y England	Y Jones, S	Y Raffensperger	Y Thomas, E
Y Bryant	Y Epps	Y Jordan	Y Rakestraw	Y Trammell
Y Buckner	Y Evans	Y Kaiser	Y Ramsey	Y Turner
Y Burns	N Fleming	Y Kelley	Y Randall	Y Waites
Y Caldwell, J	Y Floyd	Y Kendrick	Y Reeves	Y Watson
Y Caldwell, M	Y Fludd	Y Kidd	Y Rhodes	Y Welch
Y Cantrell	Y Frazier	Y Kirby	Y Rice	Y Weldon
Y Carson	Y Frye	Y Knight	Y Roberts	Y Werkheiser
Y Carter	Gardner	Y LaRiccia	Y Rogers, C	Y Wilkerson
Y Casas	Y Gasaway	Y Lumsden	Y Rogers, T	Y Wilkinson
Y Chandler	Y Geisinger	Y Mabra	Y Rutledge	Y Willard
Y Cheokas	Y Glanton	Y Marin	Y Rynders	Y Williams, A

Y Clark, D	Y Golick	Y Martin	Y Scott	Y Williams, C
Y Clark, H	Y Gordon	Y Maxwell	Y Setzler	Y Williams, E
Y Clark, V	Y Gravley	Y Mayo	Y Sharper	Y Williamson
Y Coleman	Y Greene	Y McCall	Y Shaw	Y Yates
Y Cooke	Y Hamilton	Y McClain	Y Sims	Ralston, Speaker

On the passage of the Bill, by substitute, the ayes were 172, nays 1.

The Bill, having received the requisite constitutional majority, was passed, by substitute.

The following Resolutions of the House were read and referred to the Committee on Rules:

HR 475. By Representative Cheokas of the 138th:

A RESOLUTION recognizing February 26, 2015, as the 3rd Annual Legislative Fly-In at the state capitol and inviting the Georgia Airports Association and its leadership, Mario Evans, Jim Galloway, Colette Edmisten, Blake Swafford, Mike Mathews, and Jason Pinnix, to be recognized by the House of Representatives; and for other purposes.

HR 476. By Representatives Gardner of the 57th, Smyre of the 135th, Abrams of the 89th, Hugley of the 136th, Thomas of the 56th and others:

A RESOLUTION commending Dr. Valerie Montgomery Rice and inviting her to be recognized by the House of Representatives; and for other purposes.

HR 477. By Representatives Tanner of the 9th and Ralston of the 7th:

A RESOLUTION commending Bill Elliott for his amazing racing career and inviting him to be recognized by the House of Representatives; and for other purposes.

HR 478. By Representatives Tanner of the 9th and Ralston of the 7th:

A RESOLUTION commending Chase Elliott on his excellence in the field of NASCAR and inviting him to be recognized by the House of Representatives; and for other purposes.

HR 479. By Representatives Henson of the 86th, Drenner of the 85th, Stephens of the 164th, Abrams of the 89th, Mosby of the 83rd and others:

A RESOLUTION commending the DeKalb School of the Arts upon being named as an Advanced Placement Honors School and inviting Susan M. McCauley, Principal, and Eric D. Winchester, Assistant Principal, to be recognized by the House of Representatives; and for other purposes.

The following Resolutions of the House, referred to the House Rules Subcommittee on Invites, were reported by the Committee on Rules with the following recommendations:

HR 308	Do Pass
HR 401	Do Pass
HR 456	Do Pass

The following Resolutions of the House, favorably reported by the Committee on Rules, were read and adopted:

HR 308. By Representatives Smith of the 70th, Wilkinson of the 52nd, Stover of the 71st, Ramsey of the 72nd, Trammell of the 132nd and others:

A RESOLUTION commending Steve Holman for being honored 2014 Georgia Sportscaster of the Year and inviting him to be recognized by the House of Representatives; and for other purposes.

HR 401. By Representatives Tanner of the 9th, Hamilton of the 24th, Duncan of the 26th, Dudgeon of the 25th and Hitchens of the 161st:

A RESOLUTION commending the Forsyth County Sheriff's Department and inviting Sheriff Duane Piper and his staff to be recognized by the House of Representatives; and for other purposes.

HR 456. By Representatives Williamson of the 115th, Fleming of the 121st, Taylor of the 79th, Abrams of the 89th, Dunahoo of the 30th and others:

A RESOLUTION recognizing and commending the contributions of the Republic of Turkey and the Turkic American Federation of Southeast, and inviting the Turkish delegation to be recognized by the House of Representatives; and for other purposes.

The following Resolutions of the House were read and adopted:

HR 480. By Representatives Dawkins-Haigler of the 91st, Quick of the 117th, Anderson of the 92nd, Chandler of the 105th, Stephenson of the 90th and others:

A RESOLUTION recognizing September 28-October 2, 2015, as Malnutrition Awareness Week in the State of Georgia; and for other purposes.

- HR 481. By Representatives Gardner of the 57th, Thomas of the 56th, Waites of the 60th, Brooks of the 55th, Hugley of the 136th and others:

A RESOLUTION honoring the life and memory of John William Perdew and recognizing March 22, 2015, as John William Perdew Day; and for other purposes.

- HR 482. By Representatives Epps of the 144th, Peake of the 141st, Randall of the 142nd, Beverly of the 143rd and Dickey of the 140th:

A RESOLUTION welcoming citizens and public officials from Macon and Bibb County and observing February 26, 2015, as Macon Day at the state capitol; and for other purposes.

- HR 483. By Representative Rice of the 95th:

A RESOLUTION commending Cornerstone Christian Academy; and for other purposes.

- HR 484. By Representatives Rutledge of the 109th, Strickland of the 111th, Yates of the 73rd, Douglas of the 78th, Welch of the 110th and others:

A RESOLUTION commending Atlanta Motor Speedway for stimulating the economy and providing entertainment and enjoyment to NASCAR fans across the State of Georgia and recognizing February 26, 2015, as Atlanta Motor Speedway Day at the capitol; and for other purposes.

- HR 485. By Representatives Peake of the 141st, O'Neal of the 146th, Ramsey of the 72nd, Ehrhart of the 36th, Meadows of the 5th and others:

A RESOLUTION congratulating Margaret Shirley on winning the 2014 U.S. Women's Mid-Amateur Championship; and for other purposes.

- HR 486. By Representative Werkheiser of the 157th:

A RESOLUTION honoring the life and memory of Gennis H. Folsom; and for other purposes.



By unanimous consent, the following Resolution of the House was postponed until the next legislative day:

HR 304. By Representatives Cooper of the 43rd, Beskin of the 54th, England of the 116th, Broadrick of the 4th, Benton of the 31st and others:

A RESOLUTION encouraging Georgia's technical schools, colleges, and universities to expand gerontology and dementia education and training throughout their academic curriculum in order to address the growing economic, social, and healthcare needs created by an aging population; and for other purposes.

Representative O'Neal of the 146th moved that the House do now adjourn until 10:00 o'clock, tomorrow morning, and the motion prevailed.

The Speaker announced the House adjourned until 10:00 o'clock, tomorrow morning.